

May 1, 2025

Sixty-ninth  
Legislative Assembly  
of North Dakota

**PROPOSED AMENDMENTS TO  
FIRST ENGROSSMENT**

**ENGROSSED HOUSE BILL NO. 1015**

Introduced by

Appropriations Committee

*In place of amendment (25.0159.02017) adopted by the Senate, Engrossed House Bill No. 1015 is amended by amendment (25.0159.02026) as follows:*

1 A BILL for an Act to provide an appropriation for defraying the expenses of the various divisions  
2 under the supervision of the director of the office of management and budget; to ~~amend and~~  
3 ~~reenact section 57-51.1-07.5 of the North Dakota Century Code, relating to the state share of oil~~  
4 ~~and gas tax revenue allocations~~ create and enact a new section to chapter 54-44 of the North  
5 Dakota Century Code, relating to a state facility maintenance fund; to amend and reenact  
6 subsection 1 of section 10-30.5-02 of the North Dakota Century Code, relating to the North  
7 Dakota development fund; to repeal section 11-38-08 of the North Dakota Century Code,  
8 relating to county achievement days; to provide for a transfer; to authorize a line of credit; to  
9 provide an exemption; to provide for a report; and to declare an emergency.

**10 BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

11 **SECTION 1. APPROPRIATION.** The funds provided in this section, or so much of the funds  
12 as may be necessary, are appropriated out of any moneys in the general fund in the state  
13 treasury, not otherwise appropriated, and from other funds derived from special funds and  
14 federal funds, to the office of management and budget for the purpose of defraying the  
15 expenses of the office of management and budget, for the biennium beginning July 1, 2025,  
16 and ending June 30, 2027, as follows:

	Base Level	Adjustments or Enhancements	Appropriation
17			
18	<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
19	<del>Salaries and wages</del>	<del>\$23,510,218</del>	<del>\$26,284,957</del>

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1	<u>Salaries and wages</u>	<u>\$23,510,218</u>	<u>\$2,884,853</u>	<u>\$26,395,071</u>
2	New and vacant FTE pool	98,200,000	(96,997,038)	1,202,962
3	Operating expenses	18,217,793	6,874,081	25,091,874
4	Capital assets	308,355	5,808,649	6,117,004
5	Emergency commission contingency fund	750,000	(750,000)	0
6	<del>Guardianship grants</del>	<del>7,100,000</del>	<del>0</del>	<del>7,100,000</del>
7	<del>Prairie public broadcasting</del>	<del>1,200,000</del>	<del>(1,200,000)</del>	<del>0</del>
8	<u>Guardianship grants</u>	<u>7,100,000</u>	<u>1,000,000</u>	<u>8,100,000</u>
9	<u>Prairie public broadcasting</u>	<u>1,200,000</u>	<u>(800,000)</u>	<u>400,000</u>
10	Community service supervision grants	350,000	(35,000)	315,000
11	State employee child care benefits	3,000,000	(1,635,000)	1,365,000
12	Student internship program	0	500,000	500,000
13	<del>Deferred maintenance funding pool</del>	<del>0</del>	<del>40,000,000</del>	<del>40,000,000</del>
14	<del>Rent, moving, and space reconfiguration pool</del>	<del>0</del>	<del>2,000,000</del>	<del>2,000,000</del>
15	<del>Total all funds</del>	<del>\$152,636,366</del>	<del>(\$42,659,569)</del>	<del>\$109,976,797</del>
16	<del>Less other funds</del>	<del>71,757,126</del>	<del>(6,630,280)</del>	<del>65,126,846</del>
17	<del>Total general fund</del>	<del>\$80,879,240</del>	<del>(\$36,029,289)</del>	<del>\$44,849,951</del>
18	<u>State facility maintenance fund</u>	<u>0</u>	<u>34,000,000</u>	<u>34,000,000</u>
19	<u>Rent, moving, and space reconfiguration pool</u>	<u>0</u>	<u>5,700,000</u>	<u>5,700,000</u>
20	<u>Retirement incentive pool</u>	<u>0</u>	<u>1,000,000</u>	<u>1,000,000</u>
21	<u>State hospital project</u>	<u>0</u>	<u>300,000,000</u>	<u>300,000,000</u>
22	<u>Total all funds</u>	<u>\$152,636,366</u>	<u>\$257,550,545</u>	<u>\$410,186,911</u>
23	<u>Less other funds</u>	<u>71,757,126</u>	<u>291,360,834</u>	<u>363,117,960</u>
24	<u>Total general fund</u>	<u>\$80,879,240</u>	<u>(\$33,810,289)</u>	<u>\$47,068,951</u>
25	Full-time equivalent positions	110.00	1.00	111.00

**SECTION 2. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO**

**SEVENTIETH LEGISLATIVE ASSEMBLY.** The following amounts reflect the one-time funding items included in the appropriation in section 1 of this Act which are not included in the entity's base budget for the 2027-29 biennium and which the entity shall report to the appropriations committees of the seventieth legislative assembly regarding the use of this funding:

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1	<u>One-Time Funding Description</u>	<u>General Fund</u>	<u>Other Funds</u>	<u>Total</u>
2	Procurement automation	\$0	\$515,052	\$515,052
3	Recruiting management system	250,000	0	250,000
4	Student internship program	500,000	0	500,000
5	Employee leave payouts	99,305	50,695	150,000
6	Snow removal equipment	0	172,000	172,000
7	Floor scrubber	0	20,000	20,000
8	Capitol building improvements	0	3,000,000	3,000,000
9	Governor's residence projects	0	2,350,000	2,350,000
10	<del>Deferred maintenance pool</del>	<del>0</del>	<del>40,000,000</del>	<del>40,000,000</del>
11	<del>Rent, moving and space reconfiguration pool</del>	<del>0</del>	<del>2,000,000</del>	<del>2,000,000</del>
12	<del>Total</del>	<del>\$849,305</del>	<del>\$48,107,747</del>	<del>\$48,957,052</del>
13	<u>State facility maintenance fund</u>	<u>0</u>	<u>34,000,000</u>	<u>34,000,000</u>
14	<u>Rent, moving, and space reconfiguration pool</u>	<u>0</u>	<u>5,700,000</u>	<u>5,700,000</u>
15	<u>Retirement incentive pool</u>	<u>1,000,000</u>	<u>0</u>	<u>1,000,000</u>
16	<u>Prairie public broadcasting infrastructure grants</u>	<u>0</u>	<u>400,000</u>	<u>400,000</u>
17	<u>State hospital project</u>	<u>0</u>	<u>300,000,000</u>	<u>300,000,000</u>
18	<u>Total</u>	<u>\$1,849,305</u>	<u>\$346,207,747</u>	<u>\$348,057,052</u>

19 **SECTION 3. NEW AND VACANT FTE POOL - LIMITATION - TRANSFER REQUEST.** The  
 20 office of management and budget may not spend funds appropriated in the new and vacant  
 21 FTE pool line item in section 1 of this Act, but may transfer funds from the new and vacant  
 22 FTE pool line item to the salaries and wages line item in accordance with the provisions of this  
 23 Act.

24 **SECTION 4. CONTINGENT APPROPRIATION - LOAN REPAYMENT TO BANK OF**  
 25 **NORTH DAKOTA.** There is appropriated out of any moneys in the general fund in the state  
 26 treasury, not otherwise appropriated, for the period beginning with the effective date of this  
 27 section and ending June 30, 2027, the sum of \$13,600,000, or so much of the sum as may be  
 28 necessary, to the office of management and budget for the purpose of paying the outstanding  
 29 adjutant general loan obligation and accrued interest relating to state costs incurred for  
 30 responding to unlawful protests. The office of management and budget shall transfer, from the  
 31 funding appropriated in this section, the amount necessary to pay the outstanding loan

1 obligation and accrued interest to the Bank of North Dakota. The appropriation in this section is  
2 effective upon the office of management and budget certifying to the legislative council that the  
3 state has received and deposited in the general fund at least \$13,600,000 related to the  
4 judgement awarded by the United States District Court for the District of North Dakota on  
5 April 24, 2025, in the case of State of North Dakota vs. United States of America.

6 **SECTION 5. APPROPRIATION - NEW AND VACANT FULL-TIME EQUIVALENT**

7 **FUNDING POOL - 2023-25 BIENNIUM.** There is appropriated out of any moneys in the general  
8 fund in the state treasury, not otherwise appropriated, the sum of \$3,000,000, or so much of the  
9 sum as may be necessary, to the office of management and budget for the 2023-25 biennium  
10 new and vacant full-time equivalent funding pool, for the period beginning with the effective date  
11 of this section and ending June 30, 2025. Notwithstanding any other provision of law, the office  
12 of management and budget may transfer the funds under this section to other state agencies in  
13 accordance with the guidelines established in section 16 of chapter 640 of the 2023 Special  
14 Session Session Laws.

15 **SECTION 6. APPROPRIATION - UNIFORM LAW COMMISSION - 2023-25 BIENNIUM.**

16 There is appropriated out of any moneys in the general fund in the state treasury, not otherwise  
17 appropriated, the sum of \$45,000, or so much of the sum as may be necessary, to the office of  
18 management and budget for the purpose of uniform law commission expenses, for the period  
19 beginning with the effective date of this section and ending June 30, 2025.

20 **SECTION 7. TRANSFER - STRATEGIC INVESTMENT AND IMPROVEMENTS FUND -**  
21 **STATE FACILITY MAINTENANCE FUND.** The office of management and budget shall transfer  
22 the sum of \$34,000,000 from the strategic investment and improvements fund to the state  
23 facility maintenance fund during the biennium beginning July 1, 2025, and ending June 30,  
24 2027.

25 **SECTION 8. APPROPRIATION - COMMUNITY SERVICES SUPERVISION FUND.** Any  
26 moneys in the community service supervision fund under section 29-26-22 are appropriated to  
27 the office of management and budget for distribution to community corrections association  
28 regions on or before August first of each year, for the biennium beginning July 1, 2025, and  
29 ending June 30, 2027.

30 **SECTION 9. TRANSFER - SOCIAL SERVICES FUND TO HUMAN SERVICE FINANCE**  
31 **FUND.** The office of management and budget shall transfer the sum of

1 | ~~\$250,000,000~~\$235,800,000 from the social services fund to the human service finance fund  
2 | during the biennium beginning July 1, 2025, and ending June 30, 2027.

3 | **SECTION 10. TRANSFER AUTHORITY - STUDENT INTERNSHIP PROGRAM -**

4 | ~~DEFERRED MAINTENANCE FUNDING POOL~~STATE FACILITY MAINTENANCE FUND -

5 | **RENT, MOVING, AND SPACE RECONFIGURATION POOL.** The office of management and

6 | budget may transfer appropriation authority to eligible state agencies during the biennium

7 | beginning July 1, 2025, and ending June 30, 2027, from the line items in section 1 of this Act as

8 | follows:

9 | 1. From the student internship line item for student internships.

10 | 2. From the ~~deferred maintenance pool~~state facility maintenance fund line item for  
11 | ~~deferred~~-maintenance projects at state-owned facilities.

12 | 3. From the rent, moving, and space reconfiguration pool line item for agency lease,  
13 | relocation, and remodeling costs.

14 | **SECTION 11. TRANSFER - FEDERAL STATE FISCAL RECOVERY FUND**

15 | **APPROPRIATION AUTHORITY TO DEPARTMENT OF CORRECTIONS AND**

16 | **REHABILITATION - EXEMPTION - SPENDING RESTRICTION - REPORT.**

17 | 1. Notwithstanding any other provision of law, on or before June 30, 2025, the office of  
18 | management and budget shall transfer any federal state fiscal recovery fund  
19 | appropriation authority amounts previously obligated but not anticipated to be  
20 | expended from the state agency that received the appropriation authority to the  
21 | department of corrections and rehabilitation for the purpose of defraying the expenses  
22 | of salaries and wages of the department of corrections and rehabilitation, for the  
23 | biennium beginning July 1, 2023, and ending June 30, 2025.

24 | 2. Notwithstanding any other provision of law, on or before December 31, 2026, the office  
25 | of management and budget shall transfer any federal state fiscal recovery fund  
26 | appropriation authority amounts previously obligated but not anticipated to be  
27 | expended from the state agency that received the appropriation authority to the  
28 | department of corrections and rehabilitation for the purpose of defraying the expenses  
29 | of salaries and wages of the department of corrections and rehabilitation, for the  
30 | biennium beginning July 1, 2025, and ending June 30, 2027.

1        3. The office of management and budget shall transfer any uncommitted accumulated  
2 interest and earnings of the federal state fiscal recovery fund to the department of  
3 corrections and rehabilitation during the biennium beginning July 1, 2025, and ending  
4 June 30, 2027. Any interest and earnings received by the department of corrections  
5 and rehabilitation under this section are appropriated to the department for the  
6 purpose of defraying the expenses of salaries and wages, for the biennium beginning  
7 July 1, 2025, and ending June 30, 2027.

8        4. The department of corrections and rehabilitation may not spend general fund  
9 appropriations equal to the amount of any federal state fiscal recovery fund moneys  
10 transferred to the department under this section.

11       5. The office of management and budget shall report to the budget section regarding any  
12 appropriation authority and interest and earnings transferred under this section.

13        **SECTION 12. OTHER FUNDS - STRATEGIC INVESTMENT AND IMPROVEMENTS**

14       **FUND.** The other funds line item in section 1 of this Act includes the sum of

15       ~~\$42,707,052~~\$206,807,052 from the strategic investment and improvements fund for the  
16 following projects:

17 Procurement automation	\$515,052
18 Snow removal equipment	172,000
19 Floor scrubber	20,000
20 <del>Deferred maintenance pool</del>	<del>40,000,000</del>
21 <del>Rent, moving, and space reconfiguration pool</del>	<del>2,000,000</del>
22 <del>Total</del>	<del>\$42,707,052</del>
23 <u>Rent, moving, and space reconfiguration pool</u>	<u>5,700,000</u>
24 <u>Prairie public broadcasting infrastructure grants</u>	<u>400,000</u>
25 <u>State hospital project</u>	<u>200,000,000</u>
26 <u>Total</u>	<u>\$206,807,052</u>

27        **SECTION 13. OTHER FUNDS - CAPITOL BUILDING FUND.** The other funds line item in  
28 section 1 of this Act includes the sum of \$5,850,000 from the capitol building fund for the  
29 following purposes and projects:

30 Ongoing <del>Capitol</del> <u>capitol</u> grounds repairs	\$500,000
31 Governor's residence projects	2,350,000

1	Capitol building improvements	3,000,000
2	Total	\$5,850,000

**SECTION 14. OTHER FUNDS - STATE HOSPITAL PROJECT - BANK OF NORTH  
DAKOTA LINE OF CREDIT - PROJECT OVERSIGHT.**

1. The other funds line item in section 1 of this Act includes \$100,000,000 from a Bank of North Dakota line of credit. The office of management and budget may borrow up to \$100,000,000 through a line of credit from the Bank of North Dakota during the biennium beginning July 1, 2025, and ending June 30, 2027, for costs associated with the construction of a new state hospital. The interest rate on the line of credit may not exceed the prevailing interest rate charged to North Dakota governmental entities. If the office of management and budget accesses the line of credit, it shall request a deficiency appropriation from the seventieth legislative assembly to repay the line of credit.

2. The office of management and budget shall oversee and have managerial control of the project consistent with the objectives approved by the state hospital steering committee established in this Act. The office of management and budget may seek other federal, state, local, or private funds, and may enter contracts, agreements, or partnerships to complete the project. Any management consultants utilized for the project must report directly to the office of management and budget.

**SECTION 15. NEW STATE HOSPITAL - STEERING COMMITTEE.** The office of management and budget shall establish a new state hospital facility steering committee to oversee the design and construction of a new state hospital facility, for the biennium beginning July 1, 2025, and ending June 30, 2027. The committee must include representation from the department of health and human services, the office of management and budget, the governor's office, and the legislative assembly. The legislative assembly representation must include one member of the senate appointed by the senate majority leader, one member of the house appointed by the house majority leader, and one member of the minority party from either the senate or the house appointed by the minority leaders of the senate and the house.

**SECTION 16. GRANTS AND SPECIAL ITEMS.** Section 1 of this Act includes appropriation authority which may be used only for the following grants and special items:

1	Unemployment insurance	\$1,500,000
2	Capitol grounds planning commission	\$25,000
3	Statewide memberships and related expenses	\$757,489

4       **SECTION 17. STATE EMPLOYEE COMPENSATION ADJUSTMENTS - GUIDELINES.**

- 5       1. The 2025-27 biennium compensation adjustments for permanent state employees are  
6       to average 3 percent per eligible employee for the first fiscal year of the biennium and  
7       are to average 3 percent per eligible employee for the second year of the biennium.  
8       The increases for the first year of the biennium are to be given beginning with the  
9       month of July 2025, to be paid in August 2025, and for the second year of the  
10       biennium are to be given beginning with the month of July 2026, to be paid in  
11       August 2026. Increases for eligible state employees are to be based on documented  
12       performance and are not to be the same percentage increase for each employee.
- 13       2. The office of management and budget shall develop guidelines for use by state  
14       agencies for providing compensation adjustments for classified state employees. The  
15       guidelines must follow the compensation philosophy statement under section  
16       54-44.3-01.2.
- 17       3. Probationary employees are not entitled to the increases. However, at the discretion of  
18       the appointing authority, probationary employees may be given all or a portion of the  
19       increases effective in July, paid in August, or upon completion of probation. Employees  
20       whose overall documented performance level does not meet standards are not eligible  
21       for any salary increase.

22       **SECTION 18. NEW AND VACANT FTE POOL - GUIDELINES - EXEMPTION -**  
23       **TRANSFERS - REPORTS - APPLICATION.**

- 24       1. Notwithstanding section 54-16-04, the office of management and budget shall transfer  
25       funds from an executive branch state agency's new and vacant FTEfull-time  
26       equivalent pool line item to the agency's salaries and wages line item or other line  
27       items with salaries and wages funding as requested by the agency in accordance with  
28       provisions of this section.
- 29       2. An executive branch state agency may request a transfer to provide funding for the  
30       salaries and wages necessary for the remainder of the 2025-27 biennium for a new  
31       full-time equivalent position authorized by the sixty-ninth legislative assembly from the

1 date of hiring through the end of the biennium, limited to the amount identified for the  
2 position in the statement of purpose of amendment.

3 3. After July 31, 2026, an executive branch state agency may request a transfer if the  
4 agency projects actual salaries and wages expenditures will exceed the agency's  
5 available salaries and wages funding for the biennium. The transfer amount may not  
6 exceed the amount by which the agency's actual salaries and wages savings from  
7 vacant positions and employee turnover to date and estimates for the remainder of the  
8 biennium adjusted for other identified uses of any savings are less than the vacant  
9 position savings estimate used by the sixty-ninth legislative assembly in development  
10 of the agency's appropriation. The agency shall provide documentation supporting the  
11 need for the transfer to the office of management and budget and the legislative  
12 council in advance of the transfer request.

13 4. Each executive branch state agency with a new and vacant FTE full-time equivalent  
14 pool line item shall report to the office of management and budget and the legislative  
15 council on a quarterly basis regarding any transfer of appropriation authority for filling  
16 a new full-time equivalent position. The report must include the funding transferred,  
17 the title of the position filled, the salary funding removed by the sixty-ninth legislative  
18 assembly for the position by funding source as identified in the statement of purpose  
19 of amendment, and the date the position was filled.

20 5. Each executive branch state agency with a new and vacant FTE full-time equivalent  
21 pool line item shall report quarterly to the office of management and budget and the  
22 legislative council on the number of full-time equivalent positions that become vacant  
23 and the number of positions filled each month, the number of vacant positions at the  
24 end of each month, salaries and wages savings by funding source for each month  
25 resulting from vacant positions and employee turnover, and the use of salaries and  
26 wages savings by funding source for other purposes, including accrued leave payouts,  
27 salary increases in addition to general salary increases provided by the sixty-ninth  
28 legislative assembly, bonuses, incentive or location pay adjustments, reclassifications,  
29 temporary salaries or overtime in excess of amounts provided by the sixty-ninth  
30 legislative assembly, or other items.

1       6. The office of management and budget shall report to each meeting of the budget  
2       section regarding the status of funding in each executive branch state agency's new  
3       and vacant ~~FTE~~full-time equivalent pool line item; vacant positions, employee  
4       turnover, and savings from vacant positions and employee turnover by agency; and  
5       uses of savings from vacant positions and employee turnover for other purposes by  
6       agency.

7       7. The provisions of section 54-27-10 do not apply to the salaries and wages line item of  
8       appropriations approved by the sixty-ninth legislative assembly, for the biennium  
9       beginning July 1, 2025, and ending June 30, 2027.

10      8. An executive branch state agency may request a deficiency appropriation from the  
11      seventieth legislative assembly if the funding in the agency's new and vacant ~~FTE~~full-  
12      time equivalent pool line item is insufficient to provide the necessary salaries and  
13      wages funding for the biennium.

14      **SECTION 19.** A new section to chapter 54-44 of the North Dakota Century Code is created  
15      and enacted as follows:

16      **State facility maintenance fund.**

17      There is created in the state treasury the state facility maintenance fund. The fund consists  
18      of moneys allocated to the fund from legislative transfers. Subject to legislative appropriation,  
19      moneys in the fund may be used for maintenance needs at state-owned facilities, excluding  
20      facilities under the control of the state board of higher education.

21      ~~— **SECTION 19. AMENDMENT.** Section 57-51.1-07.5 of the North Dakota Century Code is~~  
22      ~~amended and reenacted as follows:~~

23      ~~— **57-51.1-07.5. State share of oil and gas taxes -- Deposits.**~~

24      ~~— From the revenues designated for deposit in the state general fund under chapters 57-51-~~  
25      ~~and 57-51.1, the state treasurer shall deposit the revenues received each biennium in the~~  
26      ~~following order:~~

27      ~~— 1.— The first two hundred thirty million dollars into the state general fund;~~

28      ~~— 2.— The next two hundred fifty million dollars into the social service fund;~~

29      ~~— 3.— The next seventy-five million dollars into the budget stabilization fund, but not in an~~  
30      ~~amount that would bring the balance in the fund to more than the limit in section-~~  
31      ~~54-27.2-01;~~

- 1 ~~4.~~ The next two hundred thirty million dollars into the state general fund;
- 2 ~~5.~~ The next ten million dollars into the lignite research fund;
- 3 ~~6.~~ The next twenty million dollars into the state disaster relief fund, but not in an amount
- 4 that would bring the unobligated balance in the fund to more than twenty million
- 5 dollars;
- 6 ~~7.~~ The next four hundred million two hundred seventy million dollars into the strategic
- 7 investment and improvements fund;
- 8 ~~8.~~ The next sixty-five million dollars to the public employees retirement fund for the main
- 9 system plan;
- 10 ~~9.~~ The next fifty-nine million seven hundred fifty thousand dollars, or the amount
- 11 necessary to provide for twice the amount of the distributions under subsection 2 of
- 12 section 57-51.1-07.7, into the funds designated for infrastructure development in
- 13 non-oil-producing counties under sections 57-51.1-07.7 and 57-51.1-07.8 with fifty
- 14 percent deposited into the municipal infrastructure fund and fifty percent deposited into
- 15 the county and township infrastructure fund;
- 16 ~~10.~~ The next one hundred seventy million two hundred fifty thousand two hundred twenty
- 17 million two hundred fifty thousand dollars or the amount necessary to provide a total of
- 18 two hundred thirty million two hundred eighty million dollars into the funds designated
- 19 for infrastructure development in non-oil-producing counties under sections
- 20 57-51.1-07.7 and 57-51.1-07.8 with fifty percent deposited into the municipal
- 21 infrastructure fund and fifty percent deposited into the county and township
- 22 infrastructure fund;
- 23 ~~11.~~ The next twenty million dollars into the airport infrastructure fund; and
- 24 ~~12.~~ Any additional revenues into the strategic investment and improvements fund.

25 **SECTION 20. AMENDMENT.** Subsection 1 of section 10-30.5-02 of the North Dakota  
26 Century Code is amended and reenacted as follows:

- 27 1. It is the purpose of this chapter to create a statewide nonprofit development  
28 corporation that will have the authority to take equity positions in, to provide loans to,  
29 ~~or~~ to form a management and operation entity related to the beyond visual line of sight  
30 uncrewed aircraft system program under section 54-60-29.1, and to use other  
31 innovative financing mechanisms to provide capital for new or expanding businesses

1 in this state, or relocating businesses to this state. The corporation's principal mission  
2 is the development and expansion of primary sector business in this state. The  
3 corporation may form additional corporations, limited liability companies, partnerships,  
4 and joint ventures related to the beyond visual line of sight uncrewed aircraft system  
5 program under section 54-60-29.1, or other forms of business associations in order to  
6 further its mission of primary sector economic development.

7 **SECTION 21. REPEAL.** Section 11-38-08 of the North Dakota Century Code is repealed.

8 **SECTION 22. EXEMPTION - FISCAL MANAGEMENT.** The amount appropriated for the  
9 fiscal management division, as contained in section 1 of chapter 640 of the 2023 Special  
10 Session Session Laws is not subject to the provisions of section 54-44.1-11. Any unexpended  
11 funds from this appropriation are available for continued development and operating costs of  
12 the statewide systems, including accounting, management, and payroll, during the biennium  
13 beginning July 1, 2025, and ending June 30, 2027.

14 **SECTION 23. EXEMPTION - UNEXPENDED APPROPRIATIONS.** The following  
15 appropriations are not subject to the provisions of section 54-44.1-11 and may be continued into  
16 the biennium beginning July 1, 2025, and ending June 30, 2027:

- 17 1. The sum of \$500,000 appropriated from the strategic investment and improvements  
18 fund in section 1 and identified in section 2 of chapter 40 of the 2019 Session Laws  
19 and continued into the 2021-23 biennium pursuant to chapter 42 of the 2021 Session  
20 Laws and continued into the 2023-25 biennium pursuant to chapter 640 of the 2023  
21 Special Session Session Laws for an assessment of state facilities.
- 22 2. The sum of \$3,659,555 appropriated from federal funds in section 1 and identified in  
23 section 2 of chapter 640 of the 2023 Special Session Session Laws for the governor's  
24 emergency education relief program.
- 25 3. The sum of \$4,000,000 from the capitol building fund in section 1 and identified in  
26 section 2 of chapter 640 of the 2023 Special Session Session Laws for the window  
27 replacement project.
- 28 4. The sum of \$2,500,000 appropriated from the general fund in section 1 and identified  
29 in section 2 of chapter 640 of the 2023 Special Session Session Laws for space  
30 utilization improvements.

1           5.    The sum of \$20,000,000 appropriated from the strategic investment and  
2           improvements fund in section 1 and identified in section 2 of chapter 640 of the 2023  
3           Special Session Session Laws for the boiler replacement project and water mitigation  
4           at the liberty memorial building.

5           6.    The sum of \$400,000 appropriated from the general fund in section 1 and identified in  
6           section 2 of chapter 640 of the 2023 Special Session Session Laws for the  
7           procurement automation project.

8           **SECTION 24. EMERGENCY.** The capital assets, state facility maintenance fund, and rent,  
9           moving, and space reconfiguration pool line items in section 1 of this Act and sections 4, 5, 6,  
10          and ~~10~~11 of this Act are declared to be emergency measures.

**STATEMENT OF PURPOSE OF AMENDMENT:**

**House Bill No. 1015 - Office of Management and Budget - Conference Committee Action**

	Base Budget	House Version	Conference Committee Changes	Conference Committee Version	Senate Version	Comparison to Senate
Salaries and wages	\$23,510,218	\$26,284,957	\$110,114	\$26,395,071	\$26,395,071	
New and vacant FTE pool	98,200,000	1,202,962		1,202,962	1,202,962	
Operating expenses	18,217,793	25,091,874		25,091,874	25,091,874	
Capital assets	308,355	6,117,004		6,117,004	6,117,004	
Emergency Commission contingency fund	750,000					
Guardianship grants	7,100,000	7,100,000	1,000,000	8,100,000	8,100,000	
Prairie Public Broadcasting	1,200,000		400,000	400,000	850,000	(\$450,000)
Community service supervision grants	350,000	315,000		315,000	315,000	
State employee child care benefits	3,000,000	1,365,000		1,365,000	1,365,000	
Student internship program		500,000		500,000	500,000	
Deferred maintenance funding pool		40,000,000	(40,000,000)			
State facility maintenance fund			34,000,000	34,000,000	40,000,000	(6,000,000)
Rent, moving, and space recon. pool		2,000,000	3,700,000	5,700,000	6,000,000	(300,000)
Retirement incentive pool			1,000,000	1,000,000	1,000,000	
State Hospital project			300,000,000	300,000,000	285,000,000	15,000,000
<b>Total all funds</b>	<b>\$152,636,366</b>	<b>\$109,976,797</b>	<b>\$300,210,114</b>	<b>\$410,186,911</b>	<b>\$401,936,911</b>	<b>\$8,250,000</b>
Less estimated income	71,757,126	65,126,846	297,991,114	363,117,960	354,867,960	8,250,000
General fund	\$80,879,240	\$44,849,951	\$2,219,000	\$47,068,951	\$47,068,951	\$0
FTE	110.00	111.00	0.00	111.00	111.00	0.00

**Department 110 - Office of Management and Budget - Detail of Conference Committee Changes**

	Adds Equity Funding <sup>1</sup>	Adjusts Facility Management Funding <sup>2</sup>	Increases Funding for Guardianships <sup>3</sup>	Increases Funding for Rent, Moving, and Space Reconfiguration Pool <sup>4</sup>	Adds One-Time Funding for Retirement Incentive Pool <sup>5</sup>	Creates State Facility Maintenance Fund <sup>6</sup>
Salaries and wages	\$110,114					
New and vacant FTE pool						
Operating expenses						
Capital assets						
Emergency Commission contingency fund						
Guardianship grants			\$1,000,000			
Prairie Public Broadcasting						
Community service supervision grants						
State employee child care benefits						
Student internship program						
Deferred maintenance funding pool						(\$40,000,000)
State facility maintenance fund						34,000,000
Rent, moving, and space recon. pool				\$3,700,000		
Retirement incentive pool					\$1,000,000	
State Hospital project						
<b>Total all funds</b>	<b>\$110,114</b>	<b>\$0</b>	<b>\$1,000,000</b>	<b>\$3,700,000</b>	<b>\$1,000,000</b>	<b>(\$6,000,000)</b>
Less estimated income	110,114	(219,000)	0	3,700,000	0	(6,000,000)
General fund	\$0	\$219,000	\$1,000,000	\$0	\$1,000,000	\$0
FTE	0.00	0.00	0.00	0.00	0.00	0.00

	Adds Funding for State Hospital Project <sup>1</sup>	Adds One- Time Funding for Prairie Public Broadcasting <sup>8</sup>	Total Conference Committee Changes
Salaries and wages			\$110,114
New and vacant FTE pool			
Operating expenses			
Capital assets			
Emergency Commission contingency fund			
Guardianship grants			1,000,000
Prairie Public Broadcasting		\$400,000	400,000
Community service supervision grants			
State employee child care benefits			
Student internship program			
Deferred maintenance funding pool			(40,000,000)
State facility maintenance fund			34,000,000
Rent, moving, and space recon. pool			3,700,000
Retirement incentive pool			1,000,000
State Hospital project	\$300,000,000		300,000,000
<b>Total all funds</b>	<b>\$300,000,000</b>	<b>\$400,000</b>	<b>\$300,210,114</b>
Less estimated income	300,000,000	400,000	297,991,114
General fund	\$0	\$0	\$2,219,000
 FTE	 0.00	 0.00	 0.00

<sup>1</sup> Funding is added for salary equity adjustments for facility management employees, the same as the Senate.

<sup>2</sup> Funding for facility management Capitol rent is adjusted based on estimated usage of space by the legislative branch. The Senate also made the funding adjustment.

<sup>3</sup> Funding for guardianship grants is increased from \$7.1 million to \$8.1 million, the same as the Senate.

<sup>4</sup> One-time funding from the strategic investment and improvements fund (SIIF) is added to increase funding for the rent, moving, and space reconfiguration pool from \$2 million to \$5.7 million. The Senate increased funding to \$6 million.

<sup>5</sup> One-time funding is added for a retirement incentive pool for incentive costs associated with state employees transferring from the defined benefit to defined contribution retirement plan. The Senate also provided this funding.

<sup>6</sup> A new state facility maintenance fund is created, \$34 million is transferred from SIIF to the fund, and one-time funding of \$34 million is appropriated from the fund for maintenance projects at state facilities. Funding of \$40 million added by the House for a deferred maintenance funding pool is removed. The Senate version transferred \$40 million from SIIF to the state facility maintenance fund.

<sup>7</sup> Funding of \$200 million from SIIF and funding of \$100 million from a Bank of North Dakota line of credit is added for the new State Hospital facility project. A State Hospital project steering committee is also created. The Senate provided \$200 million from SIIF and \$85 million from a line of credit for the project.

<sup>8</sup> One-time funding of \$400,000 from SIIF is added for Prairie Public Broadcasting infrastructure grants. The Senate version included \$850,000 of one-time funding for infrastructure grants.

**House Bill No. 1015 - Other Changes - Conference Committee Action**

This amendment also:

- Adds a contingent \$13.6 million general fund appropriation to repay a Bank of North Dakota loan related to state costs incurred during a pipeline protest. The appropriation is contingent upon the Office of Management and Budget certifying that it has received funds awarded from a federal lawsuit relating to the protest.
- Provides a \$3 million general fund deficiency appropriation for costs associated with the 2023-25 biennium new

- and vacant FTE funding pool. The Senate also added this section.
- Provides a \$45,000 general fund deficiency appropriation for costs associated with the Uniform Law Commission. The Senate also added this section.
  - Reduces the transfer from the social services fund to the human service finance fund from \$250 million to \$235.8 million. The Senate adjusted the transfer to \$235 million.
  - Removes a section added by the House to adjust the allocation of the state share of oil and gas tax collections. The Senate also removed this section.
  - Adds a section to amend section 10-30.5-02 relating to the North Dakota Development Fund.
  - Declares the capital assets, state facility maintenance fund, and rent, moving, and space reconfiguration pool line items to be an emergency measure.